

UNITED STATES DISTRICT COURT

DISTRICT OF OREGON

PORTLAND DIVISION

**VISITH TOBY PHANDANOUVONG,**

Civil Case No. 3:13-CV-01798-KI

Petitioner,

JUDGMENT

v.

**RICK COURSEY,**

Respondent.

Anthony D. Bornstein  
Assistant Federal Public Defender  
101 SW Main Street, Suite 1700  
Portland, Oregon 97204

Attorney for Petitioner

Ellen F. Rosenblum  
Attorney General

Samuel A. Kubernick  
Assistant Attorney General  
Department of Justice  
1162 Court Street NE  
Salem, Oregon 97301-4096

Attorneys for Respondent

KING, Judge:

I deny petitioner's habeas corpus petition [2] and dismiss this proceeding with prejudice. Because petitioner has not made a substantial showing of the denial of a constitutional right, a certificate of appealability is denied. See 28 U.S.C. § 2253(c)(2).

Dated this 15th day of December, 2014.

/s/ Garr M. King  
Garr M. King  
United States District Judge